

TRANSPORTATION DEPARTMENT[761]

Notice of Intended Action

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code sections 306.6A and 307.12 and section 307A.2 as amended by 2015 Iowa Acts, House File 635, section 20, the Iowa Department of Transportation hereby gives Notice of Intended Action to amend Chapter 101, “Farm-to-Market Review Board,” Iowa Administrative Code.

The proposed amendments update the years associated with the Farm-to-Market Review Board’s rotation cycle, correct the location of where the meeting agenda is posted and remove outdated language.

The Farm-to-Market Review Board approved these proposed amendments during its meeting on July 7, 2015.

These rules do not provide for waivers. Any person who believes that the person’s circumstances meet the statutory criteria for a waiver may petition the Department for a waiver under 761—Chapter 11.

Any person or agency may submit written comments concerning these proposed amendments or may submit a written request to make an oral presentation. The comments or request shall:

1. Include the name, address, and telephone number of the person or agency authoring the comments or request.
2. Reference the number and title of the proposed rule, as given in this Notice, that is the subject of the comments or request.
3. Indicate the general content of a requested oral presentation.
4. Be addressed to Tracy George, Rules Administrator, Iowa Department of Transportation, Office of Policy and Legislative Services, 800 Lincoln Way, Ames, Iowa 50010; e-mail: tracy.george@dot.iowa.gov.

5. Be received by the Office of Policy and Legislative Services no later than December 15, 2015.

A meeting to hear requested oral presentations is scheduled for Thursday, December 17, 2015, at 10 a.m. at the Administration Building, First Floor South Conference Room, Iowa Department of Transportation, 800 Lincoln Way, Ames, Iowa.

The meeting will be canceled without further notice if no oral presentation is requested.

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code sections 306.6 and 306.6A.

The following amendments are proposed.

ITEM 1. Amend subrule 101.3(1) as follows:

101.3(1) The farm-to-market review board shall be composed of 12 county engineers selected by the Iowa county engineers association. Two members shall be selected from each district to serve staggered terms. After the first complete term rotation as shown below, the members shall serve six-year terms. Rotations shall be staggered so that no more than one-sixth of the membership is rotated off the board in any one year. The rotation of board members shall further provide that two members from one district will not be rotated off the board in the same year, and that their rotations will be varied by three years. ~~Initial board~~ Board rotation shall be as follows and shall be extended in future years in the same pattern:

Year	Rotation	
2000 <u>2015</u>	District 1 Representative A	District 4 Representative A
2001 <u>2016</u>	District 2 Representative A	District 5 Representative A
2002 <u>2017</u>	District 3 Representative A	District 6 Representative A
2003 <u>2018</u>	District 1 Representative B	District 4 Representative B
2004 <u>2019</u>	District 2 Representative B	District 5 Representative B
2005 <u>2020</u>	District 3 Representative B	District 6 Representative B

ITEM 2. Amend subrule 101.4(2) as follows:

101.4(2) The farm-to-market review board is required to follow the provisions of Iowa Code chapter 21 with regard to open meetings. The chair shall post a meeting agenda on the “~~Service Bureau Bulletin Board~~” Iowa County Engineers Association Service Bureau Web site and send copies of the agenda to all counties.

ITEM 3. Amend subrule 101.4(3) as follows:

101.4(3) Minutes of each meeting shall be kept; the chair shall be responsible for the minutes. Meetings may be ~~tape~~ recorded to facilitate the preparation of meeting minutes, but any ~~tapes~~ recordings made shall not be retained after the minutes have been completed.